

UNITED STATES DISTRICT COURT  
DISTRICT OF NEW JERSEY

CARMEN J. ROMANELLI, JR.,

Plaintiff,

v.

PATHMARK STORES, INC.,

Defendant.

HONORABLE JOSEPH E. IRENAS

CIVIL ACTION NO. 09-2404  
(JEI/JS)

**ORDER GRANTING DEFENDANT'S  
MOTION TO DISMISS AND DENYING  
PLAINTIFF'S REQUEST FOR A  
COURT-APPOINTED ATTORNEY  
(Docket Nos. 11, 14, 15)**

**APPEARANCES:**

CARMEN J. ROMANELLI, *pro se*  
507 Meadowbrook Drive  
Mays Landing, NJ 08330

FISHER & PHILLIPS LLP  
By: Wayne E. Pinkstone, Esq.  
Radnor Financial Center  
201 King of Prussia Road, Suite 650  
Radnor, PA 19087  
Counsel for Defendant

**IRENAS**, Senior District Judge:

This matter having appeared before the Court upon Defendant Pathmark Stores, Inc.'s Motion to Dismiss the Amended Complaint with prejudice (Dkt. No. 11), and Plaintiff Carmen J. Romanelli's letters to the Court requesting a court-appointed attorney (Dkt. Nos. 14 and 15); the Court having considered the submission of Defendant and no submission having been received from Plaintiff; and for the reasons set forth in an Opinion issued on even date herewith; and for good cause appearing;

**IT IS** on this 2nd day of December, 2009,

**ORDERED THAT:**

1. Defendant's Motion to Dismiss the Amended Complaint with prejudice is hereby **GRANTED**.

2. To the extent that Plaintiffs' letters to the court (Dkt. Nos. 14 and 15) are construed as a Motion for the Appointment of an Attorney, the Motion is hereby **DENIED**.

s/ Joseph E. Irenas  
**JOSEPH E. IRENAS, S.U.S.D.J.**